

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

WEDNESDAY, THE 6TH JUNE 2007 / 16TH JYAISHTA 1929

WP(C).No. 16501 of 2007(M)

PETITIONER:

SARASAMMA,CHITTEZHAM,
KUNNUMMA, KAVALAM.

BY ADV. SRI.J.OM PRAKASH

RESPONDENTS:

1. THE ASSISTANT EXECUTIVE ENGINEER,
ELECTRICAL SUB DIVISION, K.S.E.B,
MONCOMPU, ALAPPUZHA.
2. THE ADDITIONAL DISTRICT MAGISTRATE,
ALAPPUZHA.
3. THANKAMMA, CHITTEZHAM,KUNNUMMA.P.O.,
KAVALAM NORTH P.O.,
ALAPPUZHA.
4. VARGHESE, CHITTEZHAM, KUNNUMMA,
KAVALAM NORTH P.O., ALAPPUZHA.

BY ADV. SMT.M.K.PUSHPALATHA, GOVERNMENT PLEADER
ADV. SHRI.P.P.THAJUDEEN, SC

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 06/06/2007, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

C.N.RAMACHANDRAN NAIR, J.

WP(C) No. 16501 of 2007

Dated, this the 6th day of June, 2007

J U D G M E N T

This WP(C) is filed challenging Ext.P2 order of the ADM approving drawl of electric line over petitioner's property. It is clear from ADM's order that out of 34 m. weather proof line, only 15 m. line is passing over petitioner's property. The specific grievance of the petitioner is that the line is passing over her house. Petitioner has 6 cents of land. I do not think it would very difficult to draw the line avoiding petitioner's house. If the length of the line is increased by a few meters, it is not going to matter because it is a weather proof cable. In the circumstances, WP(C) is disposed of directing 1st respondent to draw the line using weather proof cable by avoiding petitioner's house, but line could be drawn over petitioner's property by retaining sufficient clearance from the ground and house.

(C.N.RAMACHANDRAN NAIR, JUDGE)